



AP/3738
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TRANSMITTAL LETTER			Case No. 659-921 K-C Ref. No. 12098.1
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner Bruce Edward Snow	Group Art Unit 3738
Inventor(s) Kato et al.			
Title of Invention WAIST ELASTIC SYSTEM WITH IMPROVED ELASTIC DECAY PROPERTIES FOR A TRAINING PANT			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Check for \$330.00 under 37 C.F.R. § 1.17(b) as required by 37 C.F.R. § 1.191(a); Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in duplicate); and return receipt postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a _____ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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FEB 17 2004

TECHNOLOGY CENTER R3700

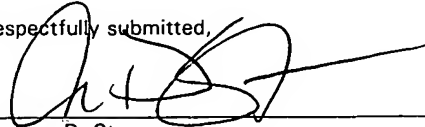
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9 =	
x 43 =	
+ \$145 =	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$86 =	
+ \$290 =	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$____. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$330.00 under 37 C.F.R. § 1.17(b) as required by 37 C.F.R. § 1.191(a) is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Andrew D. Stover
Registration No. 38,629
Attorney for Applicant
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 5, 2004.

Date: February 5, 2004

Signature: 



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on February 5, 2004

Date of Deposit

Andrew D. Stover, Reg. No. 38,629

Name of applicant, assignee or
Registered Representative

Signature

February 5, 2004

Date of Signature

#13
Notice of Appeal
S. Bruce
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Our Ref. No.: 659-921
K-C Ref.: 12098.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kato et al.

Serial No.: 10/041,693

Examiner: Bruce Edward Snow

Filed: January 7, 2002

Group Art Unit: 3738

For: WAIST ELASTIC
SYSTEM WITH
IMPROVED ELASTIC
DECAY PROPERTIES
FOR A TRAINING PANT

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated November 7, 2003 of the Examiner finally rejecting Claims 40-52.

CP 1111001 6655411 0000023 10041693

330.00 CP

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee \$330.00 Other than a Small Entity under 37 C.F.R. § 1.17(b) as required by 37 C.F.R. § 1.191(a).
☒ Check in the amount of \$330.00 for the fee referenced above is enclosed.
☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
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Respectfully submitted,



Andrew D. Stover
Registration No. 38,629
Attorney for Applicant

Dated: February 5, 2004

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